

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:) CHAPTER 13
JAMES FREDERICK MAGUIRE JR) CASE NO: 07-52874
Debtor(s)) MARILYN SHEA-STONUM
) BANKRUPTCY JUDGE
)
) TRUSTEE'S MOTION TO
) DISMISS DUE TO FAILURE OF
) DEBTOR(S) TO MAKE PLAN
) PAYMENTS

Now comes Keith L. Rucinski, the Chapter 13 Trustee, and requests an order of dismissal of the above mentioned Chapter 13 Plan due to the following:

1. Debtor(s) has/have not been making his/her/their Chapter 13 Plan payments as ordered.
2. The case was filed on **09/06/2007**.
3. The monthly Plan payments are **\$1191.67**.
4. As of this date, the payments into the Plan should total **\$15,270.67**.
5. As of this date, the payments into the Plan total **\$7,906.00**.
6. As of this date, the arrearages total is **\$7,364.67**.
7. The last payment was received on **November 03, 2010**.

NOTICE TO ATTORNEYS

****Pursuant to this Court's Administrative Order 00-4, attorneys are required to file a notice of no opposition or a notice of inability to communicate with the debtor(s).**

In the alternative, attorneys may contact Holly Byler, at the Chapter 13 Trustee's Office at 330.762.6335 ext. 225 or hbyler@ch13akron.com at least 2 days prior to the scheduled Court hearing to resolve this motion.

If attorneys do not file a response or contact the Chapter 13 Office, attorneys are required to appear at any Court hearing on this matter. **

CHAPTER 13
Keith L. Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

Respectfully submitted,

/s/ Keith L. Rucinski

Keith L. Rucinski, Chapter 13 Trustee

Ohio Reg. No. 0063137

One Cascade Plaza, Suite 2020

Akron, OH 44308

Phone: 330.762.6335

Fax: 330.762.7072

Email: krucinski@ch13akron.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been sent to:

JAMES FREDERICK
MAGUIRE JR
3009 SMITH RD SUITE
75
AKRON, OH 44333
(Via Regular mail)

ROBERT M WHITTINGTON(via ECF)

Keith L. Rucinski, Chapter 13 Trustee(via ECF)

Office of the US Trustee(via ECF)

Date of Service: **2/22/2011**

By: **Holly Byler**

Office of the Chapter 13 Trustee

CHAPTER 13

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Trustee

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